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FILED

JUN 18 2013

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY _____ DEPUTY CLERK

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

* * * * *

MARIA TORRES and MELCHOR
TORRES, individually and as
Administrators of the Estate of
EVERARDO TORRES,

Plaintiffs,

vs.

CITY OF MADERA, MARY NORIEGA,
individually and as a member of the
Madera Police Department; and DOES 1
through 50,

Defendants.

CASE NO.: CIV-F-02-6385AWI (LJO)

**STIPULATION TO CONTINUE
PRETRIAL CONFERENCE**

CURRENT DATE: AUGUST 1, 2013

IT IS HEREBY STIPULATED, by and between the parties herein, through their respective
counsel of record, that the Pretrial Conference scheduled for August 1, 2013 be continued for a
short time for the following reasons:

1. Counsel for Plaintiff, Thomas A. Brill, of the law offices of Young & Nichols, is
taking the Hawaii State Bar Examination on July 30 and July 31, 2013. He will be unable to
attend the Pretrial Conference currently scheduled for August 1, 2013 at 8:30 a.m. in Courtroom
2 of this Court.

1 2. Thomas A. Brill is the trial attorney for Plaintiffs who will be trying this case, and
2 is the only attorney at Young & Nichols with any familiarity with the case.

3 3. Mr. Brill originally scheduled to take the Hawaii State Bar in February, 2013, but
4 due to an issue with documentation, he was unable to take the exam in February. The bar
5 examiners did, however, hold the application open for the July Bar exam and allowed Mr. Brill
6 to take the examination in July once the issue had been resolved.

7 4. Mr. Brill has expended substantial time and money in preparing for the bar
8 examination, including enrolling in a BARBRI course at a cost of over \$2,000, and has
9 expended at least 60 hours a week studying since late May, 2013. In addition, Mr. Brill has
10 tickets to travel to Hawaii to be able to take the examination.

11 5. Plaintiff's counsel is well aware of the scheduling issues this Court has as a result
12 of being short-staffed, but under the circumstances is requesting a one week continuance of the
13 Pretrial Conference so that Mr. Brill can attend the hearing without being required to cancel his
14 plans to take the bar examination.

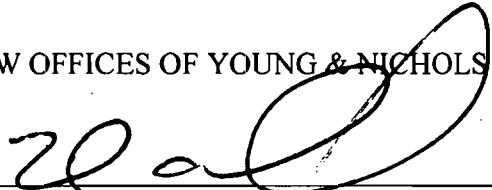
15 6. The continuance will not affect the trial date in this matter,

16 7. Defense counsel, Bruce D. Praet, of Ferguson, Praet & Sherman has stipulated to
17 the change of hearing date, and agrees to the requested date of August 8, 2013, at a time
18 convenient to the court's calendar.

19 8. Plaintiffs therefore request that this Court continue the Pretrial Conference date
20 from August 1, 2013, to August 8, 2013, or such other time after August 5, 2013 that is
21 convenient to the court's calendar.

22 DATED: June 12, 2013

23 LAW OFFICES OF YOUNG & NICHOLS

24 By 

25 THOMAS A. BRILL, ESQ.
26 Attorneys for Plaintiffs

1 IT IS SO STIPULATED.

2 DATED: June 17, 2013

FERGUSON, PRAET & SHERMAN

3 By 

4
5 BRUCE D. PRAET, ESQ.
6 Attorneys for Defendants

7 IT IS SO ORDERED.

8 The Pretrial Conference will be rescheduled to August 6, at 8:30 a.m. in
9 Courtroom 2 of this Court.

10 DATED: 6-18-13

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12 JUDGE OF THE U.S. DISTRICT COURT

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Law Office of
**Young &
Nichols**
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